

Nextel Communications, Inc.

800 Connecticut Ave., N.W., Suite 1001, Washington, DC 20006
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EX PARTE OR LATE FILED

February 27, 1997

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FEB 27 1997

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, NW
Room 222
Washington, DC 20554

Federal Communications Commission
Office of Secretary

RE: CC Docket No. 94-54; Addendum to Nextel
Communications Inc. Reply to Oppositions of
Southern Company and AT&T Wireless

Dear Mr. Caton:

Nextel Communications, Inc. ("Nextel") respectfully submits this addendum to its February 24, 1997 Reply to Oppositions of Southern Company and AT&T Wireless in the above-captioned proceeding. Nextel inadvertently omitted the attached document as Attachment 1 to its February 24 pleading.

Nextel respectfully requests that the attached document be included as Attachment 1 to its Reply to Opposition. Nextel is simultaneously serving this Addendum on Southern Company, AT&T Wireless, American Mobile Telecommunications Association, and the Personal Communications Industry Association.

Respectfully submitted,

Lawrence R. Krevor
Director-Government Affairs

Attachment

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FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

January 23, 1997

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Federal Communications Commission
Office of Secretary

In Reply Refer To:
2000D-TER

Mary Kubisiak, Vice President
Maryland Paving & Sealant, Inc.
9894 Brewers Court
Laurel, MD 20723-1906

Re: Informal Complaint #WB/ENF-I-97-0009

Dear Ms. Kubisiak:

We are disappointed that you and Nextel are not able to reach a reasonable compromise regarding the need for your company to obtain new equipment at a substantial cost because Nextel has decided to replace its existing analog system with a digital system.

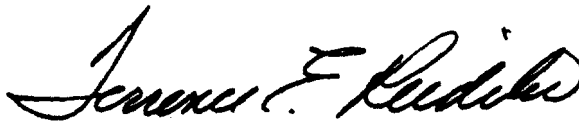

We are unable to assist you further in this matter. The Commission does not dictate the type of equipment used by SMR licensees. In light of the constant technological advances in mobile technology, the Commission has determined it preferable to allow licensees to freely adapt and upgrade their technology in response to customer demand rather than to impose rigid technical requirements by regulation. Although the Commission recognizes that equipment changes, as in your case, will sometimes cause disruption and unanticipated expenses to customers, the array of new services and technologies being introduced to the market will offer substantial public benefits.

Please note that the Commission is also taking several steps to ensure that customers such as Maryland Paving & Sealant have competitive and low-cost alternatives available to them if a given service provider raises rates or requires them to undergo an extensive equipment upgrade. For instance, in addition to 800 MHz SMR channels, there are channels in the Laurel area allocated for land mobile radio services targeted to business, industrial, and transportation, and public safety uses. The Commission is also licensing land mobile radio service providers in the 900 MHz SMR service, and it is conducting a rulemaking to increase capacity for mobile radio users on UHF frequencies. Finally, the Commission has recently allowed common carriers such as cellular licensees to enter the dispatch radio

market which our regulations did not allow previously. With these changes in the Commission's rules, there are now many more licensees who are eligible to provide the type of low-cost mobile radio service that you seek.

Please write if you have any questions.

Sincerely,


 Howard Davenport, Chief
Enforcement Division
Wireless Telecommunications Bureau

cc: Nextel Communications, Inc.

CERTIFICATE OF SERVICE

I, Rochelle L. Pearson, hereby certify that on this 27th day of February 1997, caused a copy of the attached Addendum to Reply to Opposition of Nextel Communications, Inc. to be served by first-class mail, postage prepaid to the following:

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Tamara Y. Brown
It Attorneys
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Rochelle L. Pearson